

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 6573 OF 2005

Office Notes, Office Memoranda of Coram
appearances, Court's orders or directions
and Registrar's orders.

Court's or Judge's Orders

Shri S.S. Bissa, Advocate for the petitioner.
Shri S.N. Bhattad, Advocate for the respondent.

CORAM : B.R. GAVAI, J.
04TH OCTOBER, 2006

By way of present petition, the petitioner challenges the order dated 26th February, 2003 vide which the petitioner was directed to comply with the order dated 14.09.2001 within a period of two months from the said date. Admittedly, the order dated 14th September, 2001 has not been challenged by the petitioner.

In that view of the matter, no infirmity can be found with the approach adopted by the learned trial Court in directing the petitioner to comply with the order dated 14th September, 2001 within a period of two months from the date of the said order.

Shri S.N. Bhattad, the learned Counsel appearing on behalf of the respondent submits that the objection of the respondent is regarding the violation of

the suit only for the purposes of the jurisdiction and the respondent is not objecting to the payment of the Court fees as valued by the petitioner i.e. as per the consideration fixed in the agreement.

In that view of the matter, no interference is called for in the impugned order. The petition stands rejected as such. The period of two months directed by the impugned order shall be extended by two months from today.

JUDGE

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